IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE M.NARAYANA REDDY

WRIT APPEAL NO : 124 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 16/12/2004 in WP NO : 23363 OF 2004 on the file of the High Court.)

Between:

The Bhimadole Farmers Service Co-op. society, Bhimadole, Bhimadole Mandal,
West Godvari District rep by Managing Director, B. Sri Rama Satyavara Prasad

..... APPELLANT

AND

1 The Revenue Divisional Officer, Eluru, West Godavari District
2 The Mandal Revenue Officer, Dwaraka Tirumala Mandal, West Godvari District
3 Mohd. Rafikur rehman S/o Abdul Rahaman
R/o Eluru, West Godavari District
4 Smt. Abida Bhanu W/o Abdul Rehman
R/o Eluru, West Godavari District
5 Alkasha Bhanu D/o Abdul Rehman
R/o Eluru, West Godavari District
6 Akhila Bhanu W/o Mohd. Ameer,
R/o Eluru, West Godavari District

.....RESPONDENT(S)

Counsel for the Appellant:MR.K.CHIDAMBARAM

Counsel for the Respondent Nos.1 and 2: GP FOR REVENUE

Counsel for the Respondents 3 to 6: None appeared

The Court made the following Oral Judgment: (per Sri Devinder Gupta, CJ)

Learned single judge dismissed the writ petition of the appellant on the ground that appellant has got absolutely no locus standi to challenge the legality and validity of the impugned orders passed cancelling the 'D' Form Pattas granted to Respondents 3 to 6.

Appellant is a society having granted loans to Respondents 3 to 6 and in order to secure the amount of loans, the patta lands were mortgaged by Respondents 3 to 6. When the 'D' Form Pattas have been cancelled by the competent authority, persons aggrieved would be Respondents 3 to 6 and not the appellant-writ petitioner. In case, appellant has got any grievance as regards loss of its security, it will be for the appellant to take out appropriate proceedings in accordance with law. Appellant, by no stretch of imagination can be said to have any locus standi to challenge the order of cancellation. Learned single judge was perfectly justified in dismissing the writ petition.

The writ appeal is accordingly dismissed. No costs.

_____

DEVINDER GUPTA, CJ

Date: 31st January, 2005

_____

M. NARAYANA REDDY,J

Pnb

To

1 The Revenue Divisional Officer, Eluru, West Godavari District
2 The Mandal Revenue Officer, Dwaraka Tirumala Mandal, West

Godvari District.
3 The Principal District Judge, W.G. at Eluru

4 Two C.Cs. to the Government Pleader for Revenue, High Court

Buildings, Hyderabad. (OUT)

5 The Principal District Judge, W.G. at Eluru

6 Two C.D. copies